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Attorneys for Debtors and Debtors-in-Possession

## UNITED STATES BANKRUPTCY COURT

## DISTRICT OF NEVADA

In re:  
 USA COMMERCIAL MORTGAGE COMPANY,  
 Debtor.

Case No. BK-S-06-10725 LBR  
 Case No. BK-S-06-10726 LBR  
 Case No. BK-S-06-10727 LBR

In re:  
 USA CAPITAL REALTY ADVISORS, LLC,  
 Debtor.

Case No. BK-S-06-10728 LBR  
 Case No. BK-S-06-10729 LBR

In re:  
 USA CAPITAL DIVERSIFIED TRUST DEED  
 FUND, LLC,  
 Debtor.

Chapter 11

**Jointly Administered Under  
 Case No. BK-S-06-10725 LBR**

In re:  
 USA CAPITAL FIRST TRUST DEED FUND, LLC,  
 Debtor.

In re:  
 USA SECURITIES, LLC,  
 Debtor.

**STATUS AND AGENDA FOR  
 NOVEMBER 28, 2006 HEARINGS**

Affects:  
☒ All Debtors  
☐ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

Date: November 28, 2006  
 Time: 1:30 p.m.

1           1.       **Joint Motion of the Official Committees To Approve Distribution of**  
2       **Supplemental Solicitation Information And For Solicitation Information To Be Filed Under**  
3       **Seal** (the “Joint Motion,” Docket No. 1840). The Joint Motion, set on shortened time, seeks  
4       permission to distribute a supplemental solicitation in response to an unauthorized solicitation  
5       distributed to creditors and investors. A Declaration of Greg Garman in support of the Joint  
6       Motion has been filed under seal for in camera review (Docket No. 1862).

<b><u>Opposition Filed By:</u></b>	<b><u>Date</u></b>	<b><u>Docket No.</u></b>
Donna Cangelosi	November 27, 2006	1864

9  
10           2.       **Motion to Discharge USA Commercial Mortgage Company (“USACMC”)**  
11       **From Liability For Interplead Funds And To Award USACMC Its Fees And Costs For**  
12       **Bringing Interpleader Action** (filed in *USA Commercial Mortgage Company vs. Ronald J.*  
13       *Witco, et al.*, Adversary No. 06-1167). USACMC moves this Court to discharge any liability it  
14       may have with respect to funds held, and the interests to be allocated in real estate projects, and to  
15       disburse the funds as ordered by the Court, or to turn the funds over to the Registry Account in the  
16       name of the Clerk of the Court. USACMC also moves the Court for an award for its attorneys’  
17       fees and costs incurred in bringing the interpleader action.

<b><u>Opposition Filed By:</u></b>	<b><u>Date</u></b>	<b><u>Docket No.</u></b>
None.		

20  
21           3.       **Application For Issuance of Temporary Restraining Order And Issuance of**  
22       **Motion For Preliminary Injunction Order** (filed in *USA Commercial Mortgage v. Gateway*  
23       *Stone Associates, LLC*, Adversary No. 06-1201) (the “Application”). A Stipulated Temporary  
24       Restraining Order And Order Setting Hearing For Issuance Of Preliminary Injunction was entered  
25       on October 26, 2006 (Docket No. 8), which set forth the agreement regarding the stipulated  
26       temporary restraining order and set the further hearing on the Application for November 28, 2006.  
27       This Application requests an order enjoining Gateway Stone Associates, LLC (“Gateway”) from  
28       prosecuting any litigation against the Direct Lenders for an indefinite period of time while

USACM is in reorganization under Chapter 11 of the Bankruptcy Code.

<u>Opposition Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
None.		

**To be heard at 3:00 p.m.:**

1. **Ex Parte Motion To File Motion Under Seal** (Docket No. 1725).

<u>Opposition Filed By:</u>	<u>Date</u>	<u>Docket No.</u>
None.		

DATED: November 28, 2006

/s/ Jeanette E. McPherson

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